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PATENT APPLICATION

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

*Group*  
*Art Unit:* 3677

*Attorney*  
*Docket No.:* 121036-055

*Applicant:* Kazuhisa SENDA et al.

*Invention:* GASKET

*Serial No.:* 10/620,880

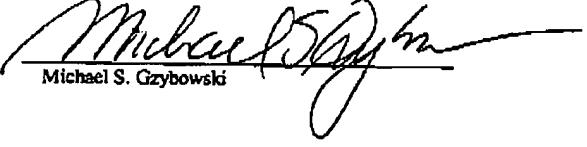
*Filed:* July 16, 2003

*Examiner:* Katherine Mitchell

Certificate Under 37 CFR 1.8(b)

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via facsimile on the date indicated below.

on February 13, 2006

  
Michael S. Gzybowski

TERMINAL DISCLAIMER SUBMITTED UNDER 37 CFR §1.321 AND  
CERTIFICATION UNDER 37 CFR §3.73(b)

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Your Petitioner, NOK Corporation, a Japanese corporation, having an office at 12-15 Shibadaimon 1-Chome, Minato-Ku, Tokyo, Japan declares that it is the Assignee of the entire (100%) right, title and interest in and to U.S. Patent Application Serial No. 10/620,880, entitled GASKET, filed July 16, 2003, by virtue of an Assignment executed by the inventors (in parent Patent Application Serial No. 09/911,066) and recorded in the U.S. Patent and Trademark Office on October 15, 2001 at Reel No. 012265, Frame No. 0892.

Your Petitioner further declares that it is the Assignee of the entire (100%) right, title and interest in and to U.S. Patent No. 6,720,103, entitled FUEL CELL, that issued April 13, 2004, by

virtue of an Assignment executed by the inventors and recorded in the U.S. Patent and Trademark Office on September 7, 2001 at Reel No. 01194, Frame No. 0001.

Petitioner disclaims the terminal part of any patent granted on U.S. Patent Application Serial No. 10/620,880, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,720,103, and hereby agrees that any patent granted on U.S. Patent Application Serial No. 10/620,880 shall be enforceable only for and during such time period that legal title of said patent shall be the same as legal title to U.S. Patent No. 6,720,103. This agreement to run with any patent granted on U.S. Patent Application Serial No. 10/620,880 to be binding upon the grantee of such patent, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application Serial No. 10/620,880, prior to the expiration date of the full statutory term of U.S. Patent No. 6,720,103, in the even that any such patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated.

In accordance with the provisions of 37 CFR §3.73(b), the undersigned attorney of record, who is registered to practice before the U.S. Patent and Trademark Office, certifies that he has reviewed all the documentation in the chain of title of U.S. Patent Application Serial No. 10/620,880 and U.S. Patent No. 6,720,103 and to the best of his knowledge and belief, title of U.S. Patent Application Serial No. 10/620,880 and U.S. Patent No. 6,720,103 is in the Assignee, NOK Corporation.

The undersigned, attorney of record is empowered to act on behalf of the Assignee.

Petitioner hereby declares that all of the statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of U.S. Patent Application Serial No. 10/620,880 or any patent issuing therefrom.

Date: February 13, 2006



Michael S. Gzybowski, Reg. No. 32,816  
For NOK Corporation

144140.1



JANUARY 02, 2002

PTAS

Chief Financial Officer and Chief Administrative Officer  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

BAKER & DANIELS  
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111 EAST WAYNE STREET, SUITE 800  
FORT WAYNE, IN 46802



\*101884277A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/15/2001

REEL/FRAME: 012265/0894  
NUMBER OF PAGES: 4

BRIEF: DOCUMENT WAS PREVIOUSLY RECORDED AT REEL 012017, FRAME 0892. ASSIGNMENT IS BEING SUBMITTED HEREWITH FOR RE-RECORDATION TO CORRECT AN ERROR IN THE SERIAL NUMBER WHICH IS 09/911066.

## ASSIGNOR:

SENDA, KAZUHISA

DOC DATE: 07/03/2001

## ASSIGNOR:

ANDO, OSAMU

DOC DATE: 07/03/2001

## ASSIGNEE:

NOK CORPORATION  
12-15, SHIBADAIMON 1-CHOME MINATO-  
KU  
TOKYO, JAPAN

SERIAL NUMBER: 09911066  
PATENT NUMBER:

FILING DATE: 07/23/2001  
ISSUE DATE:



012265/0894 PAGE 2

SHAREILL COLES, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

CORP

FORM PTO-1595 (Modified)  
(Rev. 03-01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
F08A/R12/V03

10-24-2001

cket No.: YPO0028

SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Tab settings ➡ ➡ ➡ ➡ ➡

101884277

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Kazuhsia Senda Osamu Ando	10/15/01	2. Name and address of receiving party(ies): Name: <u>NOK Corporation</u> Address: <u>12-15, Shibadaimon 1-chome</u> Minato-ku
Additional names(s) of conveying party(ies)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input checked="" type="checkbox"/> Other <u>See continuation attached</u>		
Execution Date:		
4. Application number(s) or patent numbers(s): If this document is being filed together with a new application, the execution date of the application is:		
Patent Application No. 09/911,066	Filing date July 20, 2001	B. Patent No.(s)
		15
Additional name(s) & address(es) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Michael S. Gzybowski</u> Registration No. <u>32,816</u> Address: <u>Baker &amp; Daniels</u> <u>111 East Wayne Street, Suite 800</u>	6. Total number of applications and patents involved: <u>1</u>
City: <u>Fort Wayne</u> State/Prov.: <u>IN</u> Country: <u>USA</u> ZIP: <u>46802</u>	7. Total fee (37 CFR 3.41): ..... \$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed - Any excess or insufficiency should be credited or debited to deposit account <input type="checkbox"/> Authorized to be charged to deposit account
8. Deposit account number: <u>02-0385</u> (Attach duplicate copy of this page if paying by deposit account)	

10/23/2001 00000064 09911066

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Statement and signature. 40.00 00

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael S. Gzybowski

Michael S. Gzybowski

October 10, 2001

Name of Person Signing

Signature

PAGE 16/19 \* RCVD AT 2/13/2006 3:43:59 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/25 \* DNIS:2738300 \* CSID:734 995 1777 \* DURATION (mm:ss):04:40

ATTORNEY DOCKET: \_\_\_\_\_  
ASSIGNMENT

In consideration of the premises and other good and valuable consideration in hand paid, the receipt and sufficiency of which is hereby acknowledged, the undersigned,

(1) Kazuhisa SENDA (4) \_\_\_\_\_  
 (2) Osamu ANDO (5) \_\_\_\_\_  
 (3) \_\_\_\_\_ (6) \_\_\_\_\_

who have made a certain new and useful invention, hereby sell, assign and transfer unto NOK Corporation, an organization existing under the laws of Japan having its principal office and place of business address located at 12-15, Shibadaimon 1-chome, Minato-ku, Tokyo, JAPAN its successors and assign (hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100 in the invention entitled

## GASKET

(a) for which an application for United States Letters Patent was filed on \_\_\_\_\_, 2000 and identified by United States Serial No. \_\_\_\_\_; or

(b) for which an application for United States Letters Patent was executed on \_\_\_\_\_

\* and the undersigned hereby authorize and request the United States Commissioner of Patents and Trademarks to issue any and all United States Letters Patent which may be granted therefor and any and all extensions, divisions, reissues, substitutes, renewals, continuations, or continuations-in-part thereof, and the right to all benefits under the International Convention for the Protection of Industrial Property to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives; the undersigned agree that the attorneys of record in said application shall hereafter act on behalf of said ASSIGNEE:

AND the undersigned hereby agree to transfer a like interest, and to render all necessary assistance in making application for and obtaining original, divisional, reissued or extended Letters Patent of the United States, upon request of the said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any improvements, and applications for patent based thereon, growing out of or related to the said invention; and to execute any papers by the said ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

SIGNED on the date indicated aside our signatures:

INVENTORS

1) Kazuhisa Senda  
 Name: Kazuhisa SENDA  
 2) Osamu Ando  
 Name: Osamu ANDO  
 3) \_\_\_\_\_  
 Name: \_\_\_\_\_  
 4) \_\_\_\_\_  
 Name: \_\_\_\_\_  
 5) \_\_\_\_\_  
 Name: \_\_\_\_\_  
 6) \_\_\_\_\_  
 Name: \_\_\_\_\_

DATE SIGNED

JULY 03. 2001  
JULY 03. 2001  
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Continuation of Box 3:  
Nature of Conveyance:

Other - Document was previously recorded at Reel 012017, Frame 0892.  
Assignment is being submitted herewith for re- recordation to correct an error in the serial  
number which is 09/911,066

Doc Code:

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0851-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$)
 **\$130.00**
**Complete if Known**

Application Number	10/620,880	RECEIVED
Filing Date	July 16, 2003	CENTRAL FAX CENTER
First Named Inventor	Kazuhisa SENDA et al.	FEB 13 2006
Examiner Name	Kathreine Mitchell	
Art Unit	3677	
Attorney Docket No.	121036-055	

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_  
 Deposit Deposit Account Number: 12-2136 Deposit Account Name: BUTZEL LONG

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or any underpayment of  Credit any overpayments  
 fee(s) under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fee Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee (\$)
- 20 or HP =	x	\$50.00	=	\$0.00	

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	\$200.00	=	\$0.00	

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0	/ 50 0 (round up to a whole)	x \$250.00	= \$0.00

**4. OTHER FEE(S)**

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Terminal Disclaimer Fee

\$130.00

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	32,816	Telephone	734-995-3110
Name (Print/Type)	Michael S. Gzybowski				

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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